

1-28-04

PTO/SS/30 Revised (5/20/00)

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RCE
1644

JAN 26 2004

REQUEST

FOR

CONTINUED EXAMINATION (RCE)

TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/728,421
Filing Date	November 28, 2000
First Named Inventor	Yoshinaga
Group / Art Unit	1644
Examiner Name	Roark, Jessica H.
Attorney Docket No.	A-579D

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provision of the AIPA. See Changes to Application Examination and Provisional Application Practice Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☒ Information Disclosure Statement (IDS)
- iv. ☒ Other: Sequence Listing including CFR

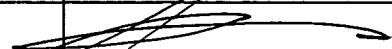
2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

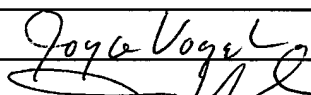
- a. ☒ The Commissioner is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No. 01-0519
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) in the amount of \$770.00.
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) indicated on Fee Authorization Transmittal Letter. If an additional extension of time is required, please consider this a request therefor.
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$_____ is enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

NAME (Print/Type)	Robert B. Winter	Registration No. (Attorney/Agent)	34,458
SIGNATURE		Date:	January 26, 2004

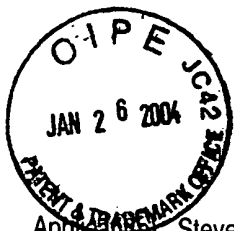
EXPRESS MAIL CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

NAME (Print/Type)	Joyce Vogel	Date:	January 26, 2004
SIGNATURE			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Steven K. Yoshinaga

Serial No.: 09/728,421

Group Art Unit No.: 1644

Filed: November 28, 2000

Examiner: Roark, Jessica H.

For: Polypeptides Involved in Immune Response

Docket No.: A-579D

AMENDMENT AND RESPONSE

MAIL STOP RCE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants now respond to the Final Office Action mailed July 25, 2003 (Paper No. 26). The period for reply has been extended three months by the Petition for Extension of Time and fee payment filed concurrently herewith. Applicants respectfully request reconsideration and withdrawal of all outstanding rejections. Pursuant to 37 C.F.R. § 1.114, Applicants request the following amendments be entered by the Examiner.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims begin on page 3 of this paper.

Remarks begin on page 7 of this paper.

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02 FC:1201 946.00 DA

01/29/2004 NDLNED 00000004 010519 09728421
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January 26, 2004

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Jay K. Yoshinaga
Printed Name

[Signature]
Signature